

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Seventh Regular Session

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WEDNESDAY, February 15, 2006

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The Chief Clerk makes the following entries under the above date.

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**CHIEF CLERK'S ENTRIES**

The Chief Clerk makes the following entries dated Thursday, February 9, 2006.

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Read first time and referred:

**Senate Bill 587**

Relating to: operation of patrol boats during an emergency or when in pursuit of a suspect.

By Senators Harsdorf, Grothman, Miller, Roessler and Lassa; cosponsored by Representatives Rhoades, Lamb, Albers, Ballweg, Freese, Friske, Gronemus, Hahn, Hines, Huebsch, Hundertmark, Krawczyk, Loeffelholz, Lothian, Musser, Ott, Petrowski, Pettis, Sheridan, Townsend, M. Williams and Wood.

To committee on **Natural Resources and Transportation**.

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The committee on **Health, Children, Families, Aging and Long Term Care** reports and recommends:

**Assembly Bill 122**

Relating to: Medical Assistance reimbursement for transportation by specialized medical vehicle.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

**Assembly Bill 217**

Relating to: administering rabies vaccinations.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

**Assembly Bill 311**

Relating to: ordering modifications to legal custody or periods of physical placement contingent upon the occurrence of a specified future event or a specified change in conditions.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Concurrence as amended.

Ayes, 3 – Senators Roessler, Darling and Brown.

Noes, 2 – Senators Erpenbach and Carpenter.

**Assembly Bill 526**

Relating to: requiring a child's parent to provide a health insurance identification card to the child's other parent.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

**Assembly Bill 683**

Relating to: authorizing medically related actions by advanced practice nurse prescribers and physician assistants.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

**Assembly Bill 688**

Relating to: the age at which an adoptee may obtain identifying information about his or her birth parents.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

**Assembly Bill 881**

Relating to: public health planning, services, and functions; reporting of communicable diseases; public health agreements; required vaccinations, isolation, or quarantine; contracts between municipalities and federally recognized American Indian tribes or bands; and requiring the exercise of rule-making authority.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

**Assembly Bill 907**

Relating to: requiring a contract with a data organization for the collection, analysis, and dissemination of health care claims information; eliminating the Board on Health Care Information, the Interagency Coordinating Council, and the Independent Review Board; and making appropriations.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

ANDERSON, THEODORE, of New Berlin, as a member of the Cemetery Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

BERG, MELANIE, of Hudson, as a member of the Podiatrists Affiliated Credentialing Board, to serve for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

BETTIGA, MICHAEL, of Green Bay, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

CANTU, KATHLEEN, of Madison, as a member of the Cemetery Board, to serve for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

RENWICK, SUZETTE, of La Crosse, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

#### **Senate Bill 354**

Relating to: authorizing medically related actions by advanced practice nurse prescribers and physician assistants.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

#### **Senate Bill 369**

Relating to: requiring a court to establish a father's obligation for birth expenses.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Roessler, Darling, Brown and Carpenter.

Noes, 1 – Senator Erpenbach.

#### **Senate Bill 391**

Relating to: guardianships, conservatorships, and wards; involuntary administration of psychotropic medication; protective placements and protective services; powers of attorney for health care; durable powers of attorney; venue,

residence, and county of responsibility; requiring the exercise of rule-making authority; and providing a penalty.

Introduction and adoption of Senate Amendment 1 to Senate Substitute Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Introduction and adoption of Senate Amendment 2 to Senate Substitute Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Adoption of Senate Substitute Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Roessler, Darling, Brown and Erpenbach.

Noes, 1 – Senator Carpenter.

#### **Senate Bill 502**

Relating to: references to certificates granted by the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board and eligibility requirements for training certificates for marriage and family therapists and professional counselors.

Passage.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

#### **Senate Bill 532**

Relating to: increasing the Medical Assistance reimbursement rate for nursing homes, supplementing the Medical Assistance reimbursement for nursing homes, and making appropriations.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

#### **Senate Bill 534**

Relating to: creating an individual and corporate income tax exemption for interest on bonds or notes issued by the Wisconsin Health and Educational Facilities Authority for purposes related to the purchase of information technology equipment by health facilities.

Passage.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

#### **Senate Bill 578**

Relating to: confidentiality of health care review records and immunity.

Adoption of Senate Substitute Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach  
and Carpenter.  
Noes, 0 – None.

CAROL ROESSLER  
Chairperson

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**State of Wisconsin**

February 9, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 532** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE  
Senate President

Pursuant to Senate Rule 17 (5), Senator Brown added as a coauthor of **Senate Bill 585**.

Pursuant to Senate Rule 17 (5), Representative Ott removed as a cosponsor of **Senate Bill 434**.

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**Senate Clearinghouse Rule 05–069**

Relating to architecture, engineering and construction solicitation, bidding and contracting.

Submitted by Department of Administration.

Report received from Agency, February 9, 2006.

Referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**, February 9, 2006.

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Senate amendment 2 to **Senate Bill 505** offered by Senator Brown.

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The Chief Clerk records:

**Senate Bill 282**  
**Senate Bill 477**

Report correctly enrolled on February 9, 2006.

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The Chief Clerk makes the following entries dated Friday, February 10, 2006.

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Read first time and referred:

**Senate Bill 588**

Relating to: retaliatory conduct by public officers and employees, administration and enforcement of codes of ethics, information for applicants for approvals issued by the Department of Natural Resources, and information for applicants for permits issued by a city, village, town, or county.

By Senators Stepp, A. Lasee and Zien; cosponsored by Representatives Friske, Petrowski, Bies, Vos, McCormick, Musser, Jeskewitz, Albers, Wood and Mursau.

To select committee on **DNR Regulatory Reform**.

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Senate substitute amendment 1 to **Senate Bill 372** offered by Senator Kanavas.

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The Chief Clerk makes the following entries dated Monday, February 13, 2006.

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Read and referred:

**Senate Joint Resolution 62**

Relating to: the life and military service of Specialist Michael J. Wendling.

By Senators S. Fitzgerald and Grothman; cosponsored by Representative J. Fitzgerald.

To committee on **Senate Organization**.

Read first time and referred:

**Senate Bill 589**

Relating to: authorizing the city of Monroe to allocate positive tax increments from one or more of its tax incremental financing districts to another such district created by the city.

By Senators Erpenbach and Schultz; cosponsored by Representatives Davis and Freese.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

**Senate Bill 590**

Relating to: prohibiting a court from considering a parent's active duty in the U.S. armed forces when determining or modifying the legal custody of a child and reinstating periods of physical placement upon a parent's discharge from active duty.

By Senators Zien, Roessler, Reynolds, Brown and Grothman; cosponsored by Representatives Gundrum, Musser, Ziegelbauer, Kestell, Pettis, Krawczyk, Turner, F. Lasee, Ainsworth, Wood, Gunderson, Ott, Albers and Nass.

To committee on **Judiciary, Corrections and Privacy**.

**Senate Bill 591**

Relating to: podiatric medicine.

By Senators Roessler, Cowles, Erpenbach, Hansen and Plale; cosponsored by Representatives Hundertmark, Vos, Kreuser, Ott and Schneider.

To committee on **Health, Children, Families, Aging and Long Term Care**.

**Senate Bill 592**

Relating to: discovery in implied consent cases involving drunken driving and in certain prosecutions for alcohol beverage violations.

By Senator Roessler; cosponsored by Representatives Gundrum, Mursau and Ziegelbauer.

To committee on **Judiciary, Corrections and Privacy**.

**Senate Bill 593**

Relating to: claiming the lottery and gaming property tax credit for previous years for which a person was eligible to receive the credit.

By Senator Hansen; cosponsored by Representatives Nelson, McCormick, Boyle and Sheridan.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

**Senate Bill 594**

Relating to: requirements for approval of construction of nuclear power plants.

By Senators Leibham, A. Lasee, Reynolds, Zien and Grothman; cosponsored by Representatives Huebsch, Montgomery, F. Lasee, Ziegelbauer, Bies, Owens, LeMahieu,

Nischke, Jeskewitz, Suder, Jensen, Musser, Vos, Albers, Gottlieb, Honadel and Nerison.

To committee on **Energy, Utilities and Information Technology**.

### **Senate Bill 595**

Relating to: obtaining, selling, or soliciting a telephone record that pertains to another person without the person's consent and providing a penalty.

By Senators Kanavas, Plale, Erpenbach, A. Lasee, Cowles, Olsen, Roessler, Decker, Hansen, Wirch and Carpenter; cosponsored by Representatives Montgomery, Davis, Travis, Nischke, Zepnick, Loeffelholz, J. Fitzgerald, Ziegelbauer, Krawczyk, Gundrum, Freese, Musser, F. Lasee, Pocan, Gunderson, Nass, Ott, Albers, Stone, Gronemus and Colon.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

### **Senate Bill 596**

Relating to: authorizing a city or village to simultaneously create a new tax incremental financing district and subtract territory from an existing tax incremental district.

By Senators Stepp, Erpenbach, Roessler and Grothman; cosponsored by Representatives Gottlieb, Petrowski, Black, Gielow, Gunderson, Loeffelholz, Musser, Nischke and Pope-Roberts.

To committee on **Job Creation, Economic Development and Consumer Affairs**.

### **Senate Bill 597**

Relating to: charitable bingo.

By Senators Lazich, Zien and Plale; cosponsored by Representatives Musser, Bies, Freese, Vos and Gunderson.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

### **Senate Bill 598**

Relating to: increasing low-income energy assistance and making an appropriation.

By Senators Decker, Taylor, Miller, Erpenbach, Robson, Hansen, Jauch, Carpenter, Wirch, Lassa and Plale; cosponsored by Representatives Colon, Pocan, Lehman, Cullen, Fields and Seidel.

To committee on **Energy, Utilities and Information Technology**.

### **Senate Bill 599**

Relating to: the wholesale distribution of prescription drugs, granting rule-making authority, and providing a penalty.

By Senators Roessler, Harsdorf and Kanavas; cosponsored by Representatives Montgomery, Underheim, Krawczyk, Hines, Bies, Mursau, Musser, Ott, Hundertmark, Vos, Moulton, Towns and Albers.

To committee on **Health, Children, Families, Aging and Long Term Care**.

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### **State of Wisconsin**

February 13, 2006

The Honorable, The Senate:

This letter is to inform of a temporary replacement on the Joint Committee on Finance. Senator Carol Roessler will be replacing Senator Alberta Darling.

This appointment will be effective immediately, as the committee is scheduled to meet on Wednesday, February 14, 2006. Subsequent to the February 14, 2006 Joint Committee on

Finance meeting, Senator Darling will resume her appointment to the committee.

Sincerely,

DALE W. SCHULTZ

Senate Majority Leader

### **State of Wisconsin**

February 13, 2006

The Honorable, The Senate:

This letter is to inform of a temporary replacement on the Joint Committee on Finance. Senator Bob Jauch will be replacing Senator Russ Decker.

This appointment will be effective immediately, as the committee is scheduled to meet on Wednesday, February 14, 2006. Subsequent to the February 14, 2006 Joint Committee on Finance meeting, Senator Decker will resume his appointment to the committee.

Sincerely,

DALE W. SCHULTZ

Senate Majority Leader

### **State of Wisconsin**

February 10, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 115** be withdrawn from the joint committee on **Finance** and rereferred to the committee on **Energy, Utilities, and Information Technology**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE

Senate President

Pursuant to Senate Rule 17 (5), Representative Underheim added as a cosponsor of **Senate Bill 591**.

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### **State of Wisconsin**

#### **Office of the Governor**

February 10, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint XIONG, MAI, of Wausau, as a member of the Public Defender Board, to serve for the term ending May 1, 2009.

Sincerely,

JIM DOYLE

Governor

Read and referred to committee on **Judiciary, Corrections and Privacy**.

### **State of Wisconsin**

#### **Office of the Governor**

February 10, 2006

The Honorable, The Senate:

**State of Wisconsin  
Office of the Governor**

February 9, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SPITZ, THOMAS, of Sun Prairie, as a member of the Banking Review Board, to serve for the term ending May 1, 2011.

Sincerely,

JIM DOYLE  
Governor

Read and referred to committee on **Housing and Financial Institutions**.

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**Senate Clearinghouse Rule 05–087**

Relating to the administration of the Managed Forest Law and the Wisconsin Forest Landowner Grant Program.

Submitted by Department of Natural Resources.

Report received from Agency, February 10, 2006.

Referred to committee on **Natural Resources and Transportation**, February 13, 2006.

**Senate Clearinghouse Rule 05–106**

Relating to master logging certification scholarships.

Submitted by Department of Natural Resources.

Report received from Agency, February 10, 2006.

Referred to committee on **Natural Resources and Transportation**, February 13, 2006.

**Senate Clearinghouse Rule 05–121**

Relating to qualifications for examination and application procedures, temporary permits and refresher courses.

Submitted by Department of Regulation and Licensing.

Report received from Agency, February 10, 2006.

Referred to committee on **Health, Children, Families, Aging and Long Term Care**, February 13, 2006.

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Senate amendment 1 to **Senate Bill 571** offered by Senator Stepp.

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The Chief Clerk makes the following entries dated Tuesday, February 14, 2006.

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Read and referred:

**Senate Resolution 13**

Relating to: memorializing Congress to support H. R. 3318, the Railroad Antitrust and Competition Enhancement Act.

By Senators Brown, Jauch, Zien, Harsdorf, Schultz, Breske and Kapanke.

To committee on **Senate Organization**.

**Senate Joint Resolution 63**

Relating to: creating a revenue limit for the state and local governmental units, depositing excess revenue into an emergency reserve, returning excess revenue to taxpayers, elector approval for exceeding the revenue limit, state and local governmental approval for reducing the revenue limit, allowing local governmental units to raise revenue to compensate for reductions in state aid, requiring the state to reduce its revenue limit in conjunction with reduction in state aid, reimbursing the

reasonable costs of imposing state mandates, standing to bring a suit to enforce the revenue limits, and requiring the approval of only one legislature to amend the revenue limit provisions (first consideration).

By Senators Grothman, Lazich, Darling, S. Fitzgerald, A. Lasee, Kedzie, Kanavas, Zien, Leibham, Reynolds, Schultz and Stepp; cosponsored by Representatives Wood, Honadel, Huebsch, Gard, Pridemore, Strachota, Kerkman, Nass, Lothian, F. Lasee, J. Fitzgerald, Gundrum, Hundertmark, Jensen, Musser, Pettis, Nischke, LeMahieu, Vos, Kleefisch, Gunderson, Newcomer, Kestell, Vukmir, Suder and Montgomery.

To select committee on **Taxpayer Protection Amendment**.

**Senate Joint Resolution 64**

Relating to: the life and public service of Coretta Scott King.

By Senators Taylor, Cogg, Robson, Miller, S. Fitzgerald, Plale, Decker, Brown, Cowles, Risser, Roessler, Olsen, Kedzie and Erpenbach; cosponsored by Representatives A. Williams, Turner, Young, Colon, Toles, Grigsby, Fields, Benedict, Vruwink, Travis, Sheridan, Hebl, Sinicki, Sherman, Nelson, Molepske, Vos, Boyle, Jensen, Black, Pope–Roberts, Ott, Lehman, Albers, Hundertmark, Jeskewitz, Freese, Krawczyk, Gunderson, Van Akkeren, Berceau, Wasserman, Bies, F. Lasee, Petrowski, Poca, Nass, Seidel, McCormick and Kessler.

To committee on **Senate Organization**.

Read first time and referred:

**Senate Bill 600**

Relating to: payments to local governmental units for natural disasters, granting rule-making authority, and making appropriations.

By Senators Kapanke, Miller, Jauch, Brown, Roessler, Hansen, Risser and Erpenbach; cosponsored by Representatives Nerison, Freese, Hebl, Montgomery, Musser, Hahn, Wood, Ward, McCormick, Gunderson, Davis, Albers, Gronemus, Parisi, Boyle, Van Akkeren, Poca, Lehman, Berceau, Pope–Roberts, Seidel, Molepske, Toles, Richards, Sheridan, Sinicki, Wasserman, Sherman, Zepnick, Kessler, Black, Cullen, Staskunas, Nelson, Fields, Benedict, Schneider, Travis and Turner.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

**Senate Bill 601**

Relating to: information designated on standard building permits concerning the use of insulating concrete forms.

By Senator Schultz; cosponsored by Representative Albers.

To committee on **Housing and Financial Institutions**.

**Senate Bill 602**

Relating to: creating a development zone credit for the license fees paid by certain insurers.

By Senators Schultz, Kapanke, Kanavas, Lazich and Plale; cosponsored by Representatives Nischke, Stone, Gard, Honadel and Richards.

To committee on **Agriculture and Insurance**.

Noes, 3 – Senators Jauch, Erpenbach and Hansen.

BOHON, FRANCES, of Marshfield, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2007.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

CHAMPEAU, RYAN, of Waukesha, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2006.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

GOSS, GLORIA, of Brookfield, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

HELF, LINDA, of Manitowoc, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

OPPERMAN, DIANE, of Iola, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2006.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

PYATSKOWIT, AL, of Keshena, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

STAFF, KATHERINE, of Milwaukee, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

Confirmation.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

#### **Senate Bill 482**

Relating to: the calculation of a school district's special adjustment aid and revenue limit when territory is detached from one or more school districts to create a new school district.

Passage.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

#### **Senate Bill 520**

Relating to: reporting the number of hours of pupil instruction provided in public schools.

Passage.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

#### **Senate Bill 529**

Relating to: special education programs for children with disabilities.

Introduction of Senate Substitute Amendment 1.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

Adoption of Senate Substitute Amendment 1.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

LUTHER OLSEN  
Chairperson

The committee on **Job Creation, Economic Development and Consumer Affairs** reports and recommends:

#### **Assembly Bill 619**

Relating to: retail sales of wine by the bottle in restaurants for consumption on and off the premises.

Concurrence.

Ayes, 4 – Senators Kanavas, Zien, Reynolds and Lassa.

Noes, 0 – None.

KENNEDY, NANCY, of Mequon, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 4 – Senators Kanavas, Zien, Reynolds and Lassa.

Noes, 0 – None.

#### **Senate Bill 320**

Relating to: regulating certain electronic mail solicitations and practices related to electronic mail solicitations and providing penalties.

assessments, asserting liability, allowing claims for refunds, awarding the costs of litigation to a prevailing party, imposing penalties related to a taxpayer's negligence, calculating interest on unpaid amounts, and requiring the exercise of rule-making authority.

Passage.

Ayes, 3 – Senators Kanavas, Zien and Reynolds.

Noes, 1 – Senator Lassa.

### Senate Bill 563

Relating to: creating income and franchise tax credits for expenses related to film production services and for capital investments made by a film production company, requiring the exercise of rule-making authority, and making an appropriation.

Adoption of Senate Amendment 1.

Ayes, 4 – Senators Kanavas, Zien, Reynolds and Lassa.

Noes, 0 – None.

Passage.

Ayes, 4 – Senators Kanavas, Zien, Reynolds and Lassa.

Noes, 0 – None.

TED KANAVAS

Chairperson

The committee on **Senate Organization** reports:

**[MOTION]** To create the Taxpayer Protection Amendment Committee. The committee shall be a Senate select committee. The committee shall examine proposals for amending the Wisconsin Constitution for the protection of taxpayers. The committee shall issue a report and recommendations, which may include recommended legislation.

The committee may hold hearings and take testimony at the discretion of the chairperson. At the discretion of the chairperson, the committee may hold up to 2 hearings in Wisconsin at locations outside of Madison. Committee members and the committee clerk may be reimbursed for actual and necessary expenses incurred in attending any hearing outside of Madison. Such reimbursement is not charged against the Senator's office account.

The Legislative Council Staff shall provide staff counsel to the committee, who shall attend every meeting of the committee and assist the committee clerk with the production of documents for the committee. The Sergeant-at-Arms shall provide staff support at any hearing held outside of Madison.

The committee shall consist of 4 Republican members and 2 Democratic members, all appointed by the Majority Leader. The two Democratic members shall be appointed based upon nomination by the Minority Leader.

No later than March 1, 2006, the committee shall issue its report and recommendations to the Chief Clerk for distribution to each Senator.

Ayes, 3 – Senators Schultz, Lasee, Kedzie,

Noes, 2 – Senators Robson and Hansen.

Dale Schultz

Senate Majority Leader

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### State of Wisconsin

February 23, 2006

The Honorable, The Senate:

The Taxpayer Protection Amendment Committee was created by a motion adopted by the Committee on Senate Organization.

The committee shall consist of 4 Republican members and 2 Democratic members, all appointed by the Majority Leader. The Republican appointees are Senator Glenn Grothman, Senator Mary Lazich, Senator Alan Lasee, and Senator Scott Fitzgerald. The Democratic appointees will be forthcoming.

Please contact me with questions.

Sincerely,

DALE W. SCHULTZ

Senate Majority Leader

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Senate amendment 1 to **Senate Bill 546** offered by Senator Roessler.

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The Chief Clerk records:

### Senate Bill 253

Presented to the Governor on February 14, 2006.

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## INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read first time and referred:

### Senate Bill 603

Relating to: research involving human stem cells or embryonic cells.

By Senators Miller, Erpenbach, Taylor, Jauch and Risser; cosponsored by Representatives Berceau, Benedict, Turner, Boyle, Lehman, Pope-Roberts, Pocan and Black.

To committee on **Health, Children, Families, Aging and Long Term Care**.

### Senate Bill 604

Relating to: statutory requirements for private schools.

By Senators Harsdorf, Plale and Grothman; cosponsored by Representatives Honadel, Musser, F. Lasee, Albers, Jeskewitz and Townsend.

To committee on **Education**.

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## REPORT OF COMMITTEES

The joint committee on **Finance** reports and recommends:

### Assembly Bill 646

Relating to: an income and franchise tax credit for the sales and use taxes paid on the purchase of tangible personal property used in farming.

Introduction and adoption of Senate Amendment 1.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Roessler, Cowles, Leibham, Olsen, Jauch and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades, Meyer, Pocan and Colon.

Noes, 0 – None.

Introduction and adoption of Senate Amendment 2.

Ayes, 15 – Senators S. Fitzgerald, Lazich, Roessler, Cowles, Leibham, Olsen, Jauch and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades, Meyer and Pocan.

Noes, 1 – Representative Colon.

Concurrence as amended.

Ayes, 12 – Senators S. Fitzgerald, Lazich, Roessler, Leibham, Olsen and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades and Meyer.

Noes, 4 – Senators Cowles and Jauch. Representatives Pocan and Colon.

### Senate Bill 183

Relating to: increasing the maximum amount of grants to certain organizations that provide support to a manufacturing extension center and making an appropriation.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Roessler, Cowles, Leibham, Olsen, Jauch and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades, Meyer, Pocan and Colon.

Noes, 0 – None.

Passage as amended.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Roessler, Cowles, Leibham, Olsen, Jauch and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades, Meyer, Pocan and Colon.

Noes, 0 – None.

### Senate Bill 535

Relating to: decreasing Medical Assistance reimbursement and transferring moneys from the general fund to the Medical Assistance trust fund.

Introduction and adoption of Senate Amendment 1.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Roessler, Cowles, Leibham, Olsen, Jauch and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades, Meyer, Pocan and Colon.

Noes, 0 – None.

Passage as amended.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Roessler, Cowles, Leibham, Olsen, Jauch and Taylor. Representatives Kaufert, Ward, Jensen, Stone, Rhoades, Meyer, Pocan and Colon.

Noes, 0 – None.

SCOTT FITZGERALD  
Senate Chairperson

## PETITIONS AND COMMUNICATIONS

### State of Wisconsin Ethics Board

February 14, 2006

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

Aird, Paul	Brotherhood of Locomotive Engineers and Trainmen
Broydrick, William	St. Coletta of Wisconsin
Elias, Nathan	Integrated Separation Solutions
Feyerherm, Jennifer	Sierra Club – John Muir Chapter
McIntosh, Forbes	St. Coletta of Wisconsin
O'Connor, Alice	Copart Inc
Reid, Mary	Wisconsin Energy Corporation
Stenger, Scott	Takeda Pharmaceuticals America
Stenger, Scott	Wisconsin Ethanol Producers Association
Vaughan, Michael	Copart Inc

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2005 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,

R. ROTH JUDD  
Executive Director

### State of Wisconsin Joint Legislative Council

February 9, 2006

The Honorable, The Legislature:

I am pleased to transmit to you the following reports to the 2005 Legislature on legislation introduced by the Joint Legislative Council:

RL 2005-8 Special Committee on Sexually Violent Person Commitments [2005 Senate Bill 318]

RL 2005-13 Special Committee on Municipal Annexation [2005 Senate Bill 460 and 461]

RL 2005-17 Special Committee on Recodification of Ch. 55, Stats., Placement and Services for Persons With Disabilities [2005 Assembly Bill 785]

I would appreciate your including this letter in the Journal for the membership. Additional copies of these reports are available at the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at <http://www.legis.state.wi.us/lc/>

Sincerely,

TERRY C. ANDERSON  
Director

### THE STATE OF WISCONSIN OFFICE OF THE GOVERNOR

#### EXECUTIVE ORDER #140

*Relating to a Proclamation that the Flag of the United States and the Flag of the United States and the Flag of the State of Wisconsin be Flown at Half-Staff as a Mark of Respect for Former United States Senator William Proxmire*

**WHEREAS**, on December 15, 2005, William Proxmire passed away at the age of ninety; and

**WHEREAS**, William Proxmire served with distinction in the Wisconsin State Assembly from 1951-1952 and in the United States Senate from 1957-1989; and

**WHEREAS**, William Proxmire earned a national reputation in his career-long fight to reduce wasteful government spending; and

**WHEREAS**, William Proxmire worked tirelessly in the United States Senate to ratify the Convention on the Prevention and Punishment of the Crime and Genocide; and

**WHEREAS**, a memorial service will be held at the State Capitol for William Proxmire on Friday, February 10, 2006;

**NOW, THEREFORE, I, JIM DOYLE**, Governor of the State of Wisconsin, by the authority vested in me by Federal State law, do hereby order that the flag of the United States and the flag of the State of Wisconsin shall be flown at half-staff at all buildings, grounds, and military installations of the State of Wisconsin equipped with such flags beginning at sunrise on **February 10, 2006**,

*BY THE GOVERNOR:*

DOUGLAS LA FOLLETTE  
Secretary of State

Pursuant to Senate Rule 17 (5), Representative Kreibich removed as a cosponsor of **Senate Bill 53**.

Pursuant to Senate Rule 17 (5), Representative Kreibich removed as a cosponsor of **Senate Bill 351**.

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## ADVICE AND CONSENT OF THE SENATE

State of Wisconsin  
Office of the Governor

February 15, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JANSEN, ALLAN, of Hazel Green, as a member of the Waste Facilities Siting Board, to serve for the term ending May 1, 2009.

Sincerely,

JIM DOYLE  
Governor

Read and referred to committee on **Natural Resources and Transportation**.

State of Wisconsin  
Office of the Governor

February 13, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ODOM, COREY, of Milwaukee, as a member of the Prison Industries Board, to serve for the term ending May 1, 2010.

Sincerely,

JIM DOYLE  
Governor

Read and referred to committee on **Judiciary, Corrections and Privacy**.

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## AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 444** offered by Senator Harsdorf.

Senate substitute amendment 3 to **Senate Bill 448** offered by Senator Olsen.

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## LEGISLATIVE REFERENCE BUREAU CORRECTIONS

**CORRECTIONS IN:**

**ASSEMBLY SUBSTITUTE AMENDMENT 2,  
TO 2005 ASSEMBLY BILL 591**

Prepared by the Legislative Reference Bureau  
(February 14, 2006)

1. Page 17, line 4: delete "~~to prepare~~" and substitute "to prepare".